

March 2 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. _____

Attorney for the Appellants Big Spring
P.O. Box 1803
Browning, Montana 59417
Phone: (406) 338-7262
Fax: (406) 338-7262
E-Mail: "powerbuffalo@yahoo.com"

IN THE MATTER OF THE ESTATE OF:

WILLIAM F. BIG SPRING, JR.,
Deceased.

JULIE BIG SPRING AND WILLIAM
BIG SPRING, III,

Appellants,

v.

NOTICE OF APPEAL

ANGELA CONWAY, DOUG
ECKERSON, and GEORGIA ECKERSON,

Appellees.

FILED

MAR 02 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

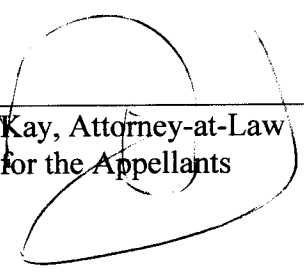
NOTICE is given that William Big Spring III and Julie Big Spring, Appellants above named and who are heirs to the estate in that cause of action filed in the Ninth Judicial District, in and for the County of Glacier as Cause No. DP-04-22, hereby appeal to the Supreme Court of the State of Montana from the final judgment or order denying the Appellant's Motion to Dismiss for Lack of Subject Matter Jurisdiction, entered in such action on the 1st day of February, 2010.

THE APPELLANTS FURTHER CERTIFY:

1. That this appeal is not subject to the mediation process required by M. R. App. R. 7.
2. That this appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b).
3. That this case does not involve a challenge to the constitutionality of any act of the Montana Legislature and therefore notice pursuant to M. R. App. P. 27 is not required.
4. That there are no transcripts of the proceeding, and that the Appellants have filed contemporaneous herewith their NOTICE OF TRANSCRIPTS DEEMED NECESSARY FOR APPEAL, indicating that no transcripts are necessary.

5. That included herewith is the filing fee prescribed by statute.

DATED this 1st day of March, 2010.



Joe J. McKay, Attorney-at-Law
Attorney for the Appellants

CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Clerk of District Court Ninth Judicial District Court
Glacier County Courthouse
501 East Main
Cut Bank, Montana 59427

Linda Hewitt Conners
Attorney-at-Law
P.O. Box 7310
Kalispell, Montana 59901

Ron A. Nelson and Burt Hurwitz
Church, Harris, Johnson & Williams, P.C.
P.O. Box 1645
Great Falls, Montana 59403-1645

Georgia Eckerson, aka Georgia Melton
133 3rd Avenue N.W.
Cut Bank, Montana 59427

DATED this 1st day of March, 2010.



Joe J. McKay

Joe J. McKay, Attorney-at-Law
Box 1803
Browning, Montana 59417
Phone: (406) 338-7262
Attorney for William Forrest Big Spring III and Julie Big Spring

FILED

**IN THE DISTRICT COURT OF THE NINTH JUDICIAL DISTRICT
IN AND FOR THE COUNTY OF GLACIER
STATE OF MONTANA**

MAR 02 2010
Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

**IN RE THE MATTER OF THE)
ESTATE OF:**

) CASE NO. DP - 04 - 22

WILLIAM F. BIG SPRING, JR.,

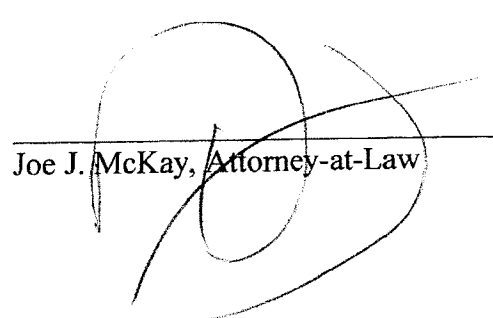
)

**Deceased.) NOTICE OF TRANSCRIPTS
DEEMED NECESSARY FOR APPEAL**

)

NOTICE is given that Julie Big Spring and William Big Spring, III, the
Appellants in the above named case, hereby determine that no transcripts are necessary
for the appeal in this matter.

DATED this 1st day of March, 2010.



Joe J. McKay, Attorney-at-Law

CERTIFICATE OF SERVICE

I hereby certify that I served a true copy of the foregoing Notice of Transcripts Deemed Necessary For Appeal, upon the attorneys of the interested parties and upon the Personal Representative at the addresses listed below, by U.S. Mail, postage prepaid thereon:

1. Linda Hewitt Conners
Hammer, Hewitt, Jacobs & Floch PLLC
P.O. Box 7310
Kalispell, Montana 59904
2. Ron A. Nelson, Esq.
Church, Harris, Johnson & Williams, P.C.
P.O. Box 1645
Great Falls, Montana 59403
3. Georgia Melton Eckerson
133 3rd Ave. N.W.
Cut Bank, Montana 59427

DATED this 1st day of March, 2010.

Joe J. McKay

